IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

**CHAMBER SUMMONS NO.1528 OF 2006**
**AND**
**CHAMBER SUMMONS NO.1619 OF 2006**
IN
SUIT NO.3417 OF 2003

Shetty Associates Pvt.Ltd., ..Plaintiffs

Versus

Samta Builders Pvt.Ltd., & Ors. ..Defendants

---

Mr.S.U.Kamdar with Mr.Sanjay Kotak i/by
M/s.Purnanand & Co. for the plaintiffs.

Mr.Janak Dwarkadas with Mr.Snehal Shah i/by
Narayanan & Narayanan for defendant no.1.

Mr.N.G.Thakkar Sr.Counsel with Mr.B.B.Saraf i/by
S.Satpute & Co. for defendant nos.2 to 6.

---

**Coram : R.S.Mohite,J**

Date : 18.12.2006.

PC

1. Chamber Summons No.1528/2006

. This is a Chamber summons taken out by the original plaintiffs for carrying out amendment as per the schedule annexed. Advocates for the defendants state that though the defendants have filed reply, amendment can be allowed. Therefore, for the reasons which are stated in the affidavit-in-support of the Chamber summons, Chamber summons no.1528/2006 is allowed in terms of prayer clause-(a). Amendment to be carried out within a

period of one week. All contentions on merits of all parties are kept open.

2. Chamber summons No.1619/2006

. In view of the order passed in Chamber summons no.1528/2006, Advocate for the plaintiffs seeks leave to withdraw the Chamber summons. Chamber summons is therefore, dismissed as withdrawn.

**(R.S.Mohite,J)**